

S.B.Cr.Misc. Bail App. No.5607/2007
(Hari Singh Vs. State of Raj.)

Date of order : 20.11.2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Vijay Purohit for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well the challan papers.

It is contended by learned counsel for the petitioner that on the day at the time of occurrence, petitioner Hari Singh was in judicial custody under Section 302 IPC, therefore, it could not be possible for him to participate in commission of the offence at Maulasar.

This fact has not been disputed from the investigation by the police.

Without commenting on the merit of the case, looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Hari Singh @ Har Lal s/o

Sukha Ram be released on bail in FIR No.84/2007 P.S. Maulasar, District Nagaur, provided he executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

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